

ATTORNEY Bar #(0000)

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FIRM NAME

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IN THE THIRD JUDICIAL DISTRICT JUVENILE COURT

IN AND FOR SALT LAKE COUNTY, STATE OF UTAH

THE STATE OF UTAH, in the
interest of:

)

)

REQUEST FOR ADMISSIONS

)

)

CHILD (00/00/00)

)

Case #

)

)

A person(s) under the age
of eighteen years.

)

JUDGE

)

Pursuant to Rule 36 of the Utah Rules of Civil Procedure, the Respondent, through counsel, ATTORNEY, hereby requests that the Petitioner make the following admissions, within 30 days after service of this request:

That each of the following facts are true:

1. DCFS employee CASEWORKER was the original caseworker assigned to this case.
2. The alleged incident of sexual abuse occurred on May 29, 1999.

3. The individual who reported the incident was WITNESS.
4. The alleged incident took place in a public facility.
5. The alleged incident was not reported for five (5) days or until June 3, 1999.
6. The reporting party attempted to interview CHILD for the purpose obtaining a response as to alleged incident of sexual abuse prior to making the referral on June 2, 1999.
7. WITNESS has presented a notarized statement dated June 8, 1999.
8. At the time of the alleged incident the reporting party did not in any way indicate to the alleged perpetrator or child that the alleged acts were inappropriate.
9. Given the description of the events by the reporting party, WITNESS, in her notarized statement, the reporting party could not have seen CLIENT's pubic region (paragraph 3 of June 8, 1999 statement).
10. WITNESS was observing at least two alleged events "out of the corner of my eye" (paragraph 4 of June 8, 1999 statement) and with her "peripheral vision" (paragraph 9 of June 8, 1999 statement).
11. That at the time of the occurrence WITNESS did not believe it to be sexual abuse (paragraph 8 of June 8, 1999 statement).
12. That at the time of the occurrence WITNESS was not sufficiently alarmed to immediately report the alleged incident (paragraph 9 of June 8, 1999 statement).
13. That WITNESS openly engaged a conversation regarding female breasts, their functions and was herself displaying her breasts (paragraph 4 of June 8, 1999 statement).

statement).

14. The child was not seen until nine (9) days following alleged incident or until June 7, 1999.
15. DCFS employee CASEWORKER has not interviewed the Respondent, CLIENT.
16. DCFS employee CASEWORKER has not interviewed the child, CHILD.
17. A Children's Justice Center (CJC) interview with CHILD was had on or about June 21, 1999.
18. DCFS employee CASEWORKER was present at the CJC interview.
19. The nature of the interview was to determine if sexual abuse had occurred between CHILD and his natural mother.
20. CHILD did not disclose any incidents of sexual abuse at the CJC interview on June 21, 1999.
21. CHILD is not sexually reactive.
22. As of December 22, 1999, CHILD has not disclosed sexual abuse by CLIENT.
23. A referral was made for sex abuse treatment on June 22, 1999.
24. CHILD has been attending therapy at the Trauma Awareness Center.
25. CHILD has not disclosed sexual abuse by CLIENT while in therapy.
26. The caseworker as of December 22, 1999 is CASEWORKER.
27. CASEWORKER is a contract provider for DCFS.
28. The supervisor of CASEWORKER is CASEWORKER.
29. It is the position of CASEWORKER and her supervisor that the case should not

be substantiated for sexual abuse.

30. It is the position of CASEWORKER and her supervisor that the separation of CHILD and his mother CLIENT is damaging to CHILD.
31. CASEWORKER and her supervisor requested consideration to dismiss the petition filed with the Third District Juvenile Court, Case No. 980574.

DATED this _____ day of January , 2000.

ATTORNEY
FIRM
Attorneys for CLIENT